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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON, AT SEATTLE
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8 HT-Seattle Owner, LLC,
9 Plaintiff,

10 v.

11 Indian Harbor Insurance Company,
12 Defendant.
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Case No. 2:19-cv-01713-RSL

STIPULATED MOTION FOR
EXTENSION OF TIME FOR
DEFENDANT TO FILE RESPONSE
TO PLAINTIFF'S COMPLAINT AND
~~PROPOSED~~ ORDER

Noted for October 29, 2019

15 Plaintiff HT-Seattle Owner, LLC ("Plaintiff"), and Defendant Indian Harbor Insurance
16 Company ("Defendant" and collectively, with Plaintiff the "Parties"), by and through their
17 respective counsel of record, and pursuant to Local Rules 7 and 10, and Federal Rule of Civil
18 Procedure Rule 6, hereby stipulate and agree as follows:

19 WHEREAS, Defendant was served with Plaintiff's complaint (ECF No. 1-2) on or around, or
20 shortly after, September 23, 2019 (*see* ECF Nos. 1, 1-2);

21 WHEREAS, Defendant filed a notice of removal of Plaintiff's complaint filed in state court
22 on October 23, 2019 (ECF No. 1);

23 WHEREAS, prior to filing its notice of removal (ECF No. 1), Defendant did not answer or
24 otherwise respond to Plaintiff's complaint in state court (*see id.*);

25 WHEREAS, pursuant to Fed. R. Civ. P. Rule 81(c)(2)(C), Defendant has seven (7) days after
26 the notice of removal is filed in order to file and serve an answer or otherwise respond to Plaintiff's
27 complaint;
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WHEREAS, the Parties have reached a settlement in principle in this matter and, as a result, have agreed to delay and defer any further costs, time or expense related to litigating this matter during the time it takes to finalize such settlement;

WHEREAS, the Parties have agreed that Defendant may have until December 11, 2019 to file and serve an answer or otherwise respond to Plaintiff's complaint; and

WHEREAS, Fed. R. Civ. P. Rule 6(b) requires the Court to approve an extension of time for Defendant to file an answer, and therefore the Parties collectively request the Court approve the stipulation, as set forth below:

- a. This is the Parties' first stipulation for an enlargement of time to respond to Plaintiff's complaint;
- b. The Parties stipulate and agree that the deadline for Defendant to file an answer or otherwise respond to Plaintiff's complaint shall be extended to December 11, 2019; and
- c. This is a same day motion pursuant to Local Rule 7(d)(1);
- d. This stipulation is not made for purposes of delay.

IT IS SO STIPULATED.

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Attorneys for Plaintiff *HT-Seattle Owner LLC*

IT IS SO ORDERED this 30th day of October, 2019.


U.S. DISTRICT COURT JUDGE
U.S. DISTRICT MAGISTRATE JUDGE